

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.	10/041,667	Confirmation No.:	2947
Applicant(s)	Salman Siddiqi	Examiner:	Rodney P Schwarz
Filed:	January 10, 2002	Docket:	P-5473
Group Art Unit:	1645	Customer No.:	26253
Title:	Methods and devices for collecting and preparing specimens for detection of mycobacteria and antigens		

The Commissioner of Patents
OIPE Customer Service
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION FOR REVIVAL OF APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. §1.137(b)

The above-identified patent application became abandoned when a Notice of Abandonment was mailed on March 3, 2004 for failure to respond to an Office Action mailed on July 1, 2003. Applicant respectfully submits this Petition under 37 C.F.R. §1.137(b)

APPLICANT PETITIONS FOR REVIVAL OF THIS APPLICATION

1. Applicant respectfully submits that we have been unable to obtain a copy of the outstanding Office Action mailed on July 1, 2003.

Applicant respectfully submits that a revocation of power of attorney and change of correspondence address was filed on August 23, 2004 as instructed by the Examiner, in order to be able to obtain a copy of the outstanding office action.

Attached hereto are:

- (a) A copy of the Revocation of Power of Attorney and Change of Correspondence Address, Certificate of Transmission and Facsimile Cover Sheet filed with the USPTO via facsimile on August 23, 2004 (3 pages); and

(b) A copy of the Auto-Reply Facsimile Transmission received from the USPTO on August 23, 2004 (1 page).

Applicant therefore requests a copy of the aforementioned office action in order to respond.

2. Applicant hereby authorizes the Commissioner to charge the amount of \$1,500.00 for the Petition Fee required pursuant to 37 C.F.R. § 1.17(m) to Deposit Account No. 02-1666.

3. STATEMENT: Applicant states that the entire delay in filing this Petition for Revival was unintentional. Therefore, the undersigned attorney respectfully submits that the application was unintentionally abandoned and that the entire delay in filing this Petition was inadvertent and unintentional.

Applicants hereby authorize the Commissioner to charge any fees due in connection with this Petition, and any other fees which may be required, or credit any overpayment due in connection with the present application to Deposit Account No. 02-1666.

Any questions concerning this application or response may be directed to the undersigned agent of applicant.

Respectfully submitted,

/Mark Lindsey/

Mark Lindsey
Agent for Applicants
Reg. No. 52,515

Date: June 5, 2006

Becton, Dickinson and Company
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Fax

Attention: Examiner Rodney Swartz

Date: August 23, 2004

Company: United States Patent and Trademarks

Fax No: 703-872-9306

From: Ursula M. Polignone for MARK LINDSEY

Number of Pages (including this cover): 3

If you do not receive all of the pages, please call: (201) 847-5728

Docket No.: P-5473

Applicant(s): Siddiqi

Serial No.: 10/041,667

Filing Date: January 10, 2002

Title: Methods and Devices for Collecting and
Preparing Specimens for Detection of
Mycobacteria and Antigens

Group Art: 1645

Examiner: Swartz

The following documents are attached to this facsimile:

**1. Power of Attorney by Assignee and Change of
Correspondence Address**

Confidential

The pages accompanying this transmission contain or may contain information from BD (Becton, Dickinson and Company) which is confidential, proprietary and/or legally privileged. The information is intended only for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying distribution or taking of any action in reliance on the contents of this transmission is strictly prohibited, and the pages received by you are to be destroyed immediately. In this regard, please notify the sender of this transmission that you have received the transmission in error and have destroyed the pages sent.

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Doc#74856v25

Please recognize and change the correspondence address for the above-identified application to the above mentioned customer number, and direct telephone calls to Mark Lindsey at 201-847-6262.

ASSIGNEE STATEMENT (UNDER 37 C.F.R. 3.73(b))

Becton, Dickinson and Company states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an Assignment from the inventor(s) of the patent application identified above. The Assignment was recorded in the Patent and Trademark Office at Reel 012844, Frame 0144.

The undersigned, whose title is supplied below, is empowered to sign this statement on behalf of the assignee.

Becton, Dickinson and Company



David W. Highet
Assistant Secretary

Becton, Dickinson and Company
1 Becton Drive
Franklin Lakes, NJ 07417-1880

Doc# 81610

Auto-Reply Facsimile Transmission



TO:

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Cover
Page

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08/23/04 09:54 FAX 201 847 7008 BD Intel Property Dept

001

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